

Message Text

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ACTION EUR-12

INFO OCT-01 ISO-00 SSO-00 NSCE-00 ICAE-00 INRE-00
DOEE-00 SOE-02 AID-05 CEA-01 CIAE-00 COME-00
DODE-00 EB-08 DOE-15 H-01 INR-10 INT-05 L-03
NSAE-00 OMB-01 PM-05 OES-07 SP-02 SS-15 STR-07
TRSE-00 ACDA-12 FTC-01 JUSE-00 EA-10 NEA-11 IO-13
/147 W

-----109231 301446Z /47

O 301347Z JUN 78
FM AMEMBASSY PARIS
TO SECSTATE WASHDC IMMEDIATE 4121

LIMITED OFFICIAL USE SECTION 01 OF 02 PARIS 20844

USOECD

E.O. 11652: N/A
TAGS: ENRG, OECD
SUBJECT: SECRETARIAT APPRAISAL REPORT OF AST-2

REF: STATE 148672

1. SECRETARIAT HAS PROVIDED FOLLOWING RESPONSE
TO REFTEL VIA LETTER TO AMBASSADOR FROM EXECUTIVE
DIRECTOR LANTZKE:

BEGIN TEXT.

I HAVE LOOKED OVER THE TELEGRAM WHICH MR. HUBBARD
HANDED TO MR. HOPKINS THE OTHER DAY RELATING TO UNITED
STATES GOVERNMENT OBSERVERS IN THE ALLOCATIONS SYSTEMS
TEST 2.

YOU WILL FIND THAT IN THE REVISED DRAFT OF THE
APPRAISAL REPORT THE LANGUAGE REFERRED TO IN PARAGRAPHS
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1 AND 3 OF THE TELEGRAM HAS BEEN DELETED OR SUB-
STANTIALLY REVISED ALONG THE LINES SUGGESTED THEREIN.

I SHOULD LIKE TO EMPHASIZE AGAIN THAT WE RECOGNIZE
FULLY THAT UNITED STATES ANTI-TRUST CLEARANCES ARE
BASED ON SPECIFIC UNITED STATES LEGAL REQUIREMENTS
WITH RESPECT TO ACTIVITIES IN THE CONTEXT OF UNITED

STATES LAW.

AT THE SAME TIME, I SHOULD LIKE TO REFER, WITH
EQUAL EMPHASIS, TO THE INTERESTS WHICH OTHER IEA
MEMBER GOVERNMENTS HAVE IN ASSURING AN OIL ALLOCATION
SYSTEM WHICH CAN FUNCTION SMOOTHLY AND EFFICIENTLY IN
AN EMERGENCY (TO WHICH THE UNITED STATES HAS ALSO
COMMITTED ITSELF), IN PROTECTING PROPRIETARY INFORMA-
TION EMANATING FROM THEM OR THEIR OIL COMPANIES, AND
IN AVOIDING ANY ADVERSE IMPACT OF UNITED STATES
LEGAL REQUIREMENTS ON PARTIES NOT SUBJECT JURISDIC-
TIONALLY TO THOSE REQUIREMENTS.

MY INTENTION IN THIS REGARD IS TO ASSIST ALL PARTIES
IN ARRIVING AT A SOLUTION WHICH ADEQUATELY REFLECTS
THESE VARIOUS INTERESTS. TO THIS END, I WOULD
PROPOSE THAT THE IEA SECRETARIAT WORK WITH UNITED
STATES GOVERNMENT AUTHORITIES AND, THROUGH THE IAB,
WITH UNITED STATES COMPANIES, DRAWING ON EXPERIENCE
DERIVED FROM AST-2, SO THAT ALL CONCERNED CAN HAVE
OUR VIEWS AS TO THE ESSENTIAL ELEMENTS OF THE SORT
OF CLEARANCE PROCEDURES WHICH WOULD CONTRIBUTE TO

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ACTION EUR-12

INFO OCT-01 ISO-00 SSO-00 NSCE-00 ICAE-00 INRE-00
DOEE-00 SOE-02 AID-05 CEA-01 CIAE-00 COME-00
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TRSE-00 ACDA-12 FTC-01 JUSE-00 EA-10 NEA-11 IO-13
/147 W

-----109535 301445Z /47

O 301347Z JUN 78
FM AMEMBASSY PARIS
TO SECSTATE WASHDC IMMEDIATE 4122

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USOECD

AN EFFICIENT EMERGENCY ALLOCATION SYSTEM AND OTHER-

WISE MEET THE VARIOUS INTERESTS INVOLVED. IT MIGHT ALSO BE USEFUL, AS THE TELEGRAM SUGGESTS, FOR THE IAB TO ESTABLISH A SEPARATE LEGAL GROUP TO LOOK INTO THIS MATTER. I BELIEVE IT IS IMPORTANT THAT THIS PROCESS BEGIN PROMPTLY IN ORDER TO AVOID LAST-MINUTE DIFFICULTIES IN THE EVENT OF AN EMERGENCY.

NATURALLY THE SEQ AND THE GOVERNING BOARD WILL BE CONCERNED TO KNOW THAT SUCH A PROCESS HAS BEGUN, AND, ULTIMATELY, THAT SUCH A RESULT IS BEING ACHIEVED; AND INDEED THE SUBJECT WAS REFERRED TO BRIEFLY AT LAST WEEK'S INFORMAL MEETING OF THE GOVERNING BOARD. HOWEVER, I DO NOT BELIEVE THAT NOW IS THE TIME TO DISCUSS THIS ISSUE IN SUBSTANCE IN THE SEQ, AND NO REFERENCE WILL BE MADE TO IT IN THE AGENDA FOR THE FORTHCOMING MEETING. THE SEQ WOULD BE INFORMED AT THAT MEETING AS TO OUR PLANS IN THIS RESPECT, AND THE RESULTS WOULD BE REPORTED TO A LATER LIMITED OFFICIAL USE

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SEQ MEETING.

I HOPE THAT THE ABOVE PROPOSALS WILL BE AGREED TO BY THE UNITED STATES AUTHORITIES AND THAT FOLLOWING THESE LINES OF ACTION WILL MAKE IT POSSIBLE TO ARRIVE AT PRACTICAL RESULTS WHICH MEET ALL CONCERNS INVOLVED WHILE AVOIDING UNNECESSARY PROLONGED DEBATES ABOUT PRINCIPLES INVOLVED.

END TEXT.
SALZMAN

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Message Attributes

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Disposition Approved on Date:
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Disposition Reason:
Disposition Remarks:
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